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PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE **TECH CENTER 1600/2900**

Applicant: Ralph R. WEICHSELBAUM et al.)
Serial No.: 08/289,290) Group Art Unit: 1632
Filed: August 11, 1994) UTC-101.0 US
For: CONSTITUTIVE GENE) (8798/88589)
EXPRESSION IN CONJUNCTION)
WITH IONIZING RADIATION)
Examiner: Q. J. Li)

REPLY AND AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Office Action mailed on May 8, 2002,
for which a Petition for an Extension of Time and its required fee
are enclosed, please amend the application as follows.

IN THE CLAIMS

Please cancel claims 17 and 30.

Please amend claims 1, 2, 8, 12, 13, 18, 26, 27, 29, 31
and 36 as follows:

1. (Three times amended) A process of treating a
human cancer patient comprising providing to a cancer cell in
said patient a nucleic acid encoding a radiosensitizing
polypeptide operatively linked to a constitutive promoter and

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